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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT TACOMA

9 JACK K. STEIN,

10 Petitioner,

11 v.

12 SCOTT FRAKES,

13 Respondent.
14

CASE NO. C09-5006RBL

ORDER

15 The Court, having reviewed the petition, the Report and Recommendation of the Hon. J.
16 Richard Creatura, United States Magistrate Judge, objections to the Report and
17 Recommendation, [Dkt. # 109], the Response thereto [Dkt. # 112], and the remaining record,
18 does hereby find and Order:

- 19 (1) The Court adopts the Report and Recommendation;
20 (2) The petition for writ of habeas corpus is DENIED; and
21 (3) The Clerk is directed to send copies of this Order to petitioner and to counsel for
22 respondent.
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24 DATED this 2nd day of October, 2009.

25 
26 RONALD B. LEIGHTON
United States District Judge